

REPLY TO THE ATTENTION OF:

SF-6J

RE: National Lead/Taracorp Industries
Executed Superfund State Contract [Eighth Amendment]

Dear Mr. King:

This letter is in response to your letter of September 19, 2001, in which you requested that the U.S. Environmental Protection Agency [USEPA] Region 5, reinstate the "Byron Credits" which Illinois Environmental Protection Agency [IEPA] has been applying as its cost share against the 10% required state match for Fund-Lead Remedial Actions [RAs], at the NL/Taracorp site in Granite City, Illinois. You made this request due to the fact that a settlement in the matter of the NL/Taracorp RA has been reached.

One of the Responsible Party [RP] groups associated with this site has agreed to complete the present RA, and to pay back to USEPA a portion [\$8,970,000] of the estimated \$44,000,000 which USEPA has incurred as cost for work done thus far at the site. The remainder of the past USEPA cost for this RA is still outstanding, and there is no guarantee as to the amount which will be forthcoming if, or when additional agreements are reached.

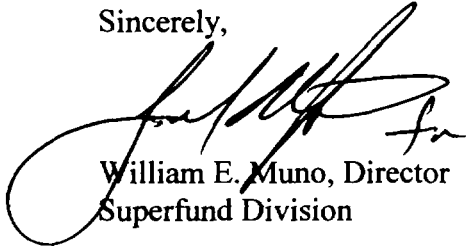
In light of the above, I have decided that it would be appropriate for IEPA to reclaim 10% of any RA amounts [not to exceed \$3,800,000] which USEPA receives as a result of the above mentioned settlement, as well as from any future settlements or judgements in the NL/Taracorp RA matter, as credit site Fund-Lead RAs. Those credits will be allowed only after consent decrees for the settlement have been entered in the Federal Court. We will provide written notification of each settlement and its amount once the consent decree has been entered in the court.

EPA Region 6 Records Ctr.



Please feel free to contact me if you have questions or concerns regarding this decision, and thank you for IEPA's continuing participation in the Superfund Program.

Sincerely,

A handwritten signature in black ink, appearing to read "W. E. Muno", is written over the printed name. The signature is fluid and cursive, with a large loop at the beginning and a stylized "M" and "U".

William E. Muno, Director
Superfund Division